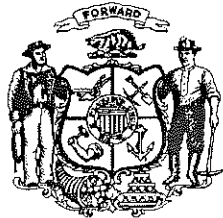


# THE STATE OF WISCONSIN

SENATE CHAIR  
**MARK MILLER**

317-E Capitol  
P.O. Box 7882  
Madison, WI 53707-7882  
Phone: (608) 266-9170



ASSEMBLY CHAIR  
**MARK POCAN**

309-E Capitol  
P.O. Box 8953  
Madison, WI 53708-8953  
Phone: (608) 266-8570

## JOINT COMMITTEE ON FINANCE

### MEMORANDUM

To: Members  
Joint Committee on Finance

From: Senator Mark Miller  
Representative Mark Pocan

Date: October 26, 2010

Re: State Public Defender Quarterly Report

Attached is the first quarter report from the State Public Defender on the 2010-2011 private bar appropriation. Pursuant to s. 977.085, Stats., the Public Defender Board must provide quarterly reports to the Department of Administration and the Joint Committee on Finance.

This information is being provided for your information only. No action by the Committee is required.

Attachments

MM:MP:jm



# Wisconsin State Public Defender

315 N. Henry St. - 2<sup>nd</sup> Floor  
PO Box 7923 Madison, WI 53707-7923  
Office Number: 608-266-0087 / Fax Number: 608-267-0584  
[www.wisspd.org](http://www.wisspd.org)

**Nicholas L. Chiarkas**  
State Public Defender

October 26, 2010

Daniel J. Schooff, Secretary  
Department of Administration  
101 E. Wilson Street, 10<sup>th</sup> Floor  
Madison, Wisconsin 53702

Senator Mark Miller, Co-Chair  
Joint Committee on Finance  
State Capitol, Room 409 South  
Madison, Wisconsin 53702

Representative Mark Pocan, Co-Chair  
Joint Committee on Finance  
State Capitol, Room 309 East  
Madison, Wisconsin 53702

Dear Secretary Schooff, Senator Miller and Representative Pocan:

Pursuant to § 977.085, Stats, the Office of the State Public Defender (SPD) is submitting its first quarter report on the 2010-2011 private bar appropriation [§ 20.550(1)(d)].

Between July 1 and September 30, 2010, the SPD appointed counsel in 34,013 cases, including 14,368 that were assigned to private bar attorneys on a rotational or contract basis.

The 2009-2011 The biennial shortfall is still projected to range between \$9.2 million and \$9.5 million, which would result in the appropriation likely being depleted in February 2011 if supplemental funding is not provided. We will continue to work with staff in the State Budget Office to identify additional ways to address the remaining shortfall to avoid ceasing payments to private bar attorneys from February to July.

State Public Defender collections are received in five categories: SPD initiated, DOA contract collections, juvenile recoupment by counties, commitment recoupment by counties and court ordered payments. Following is a summary of the collections received, by category, during the first quarter of fiscal year 2010-2011. In that period, the agency

referred 16,877 client accounts valued at \$5,508,777 to the DOA-contracted collection agency. In return, the SPD received a total of \$51,716 (collected from clients) from the collection agency during the same period.

Collections – July 1 through September June 30, 2010:

SPD Initiative:	\$ 187,273
Court-Ordered Attorney Fees:	\$ 8,943
Juvenile Recoupment:	\$ 90,872
Commitment Recoupment	\$ 10,359
DOA Contract Collections:	<u>\$ 51,716</u>
Total:	\$ 349,163

If we can provide any additional information, please let us know.

Sincerely,

/S/

NICHOLAS L. CHIARKAS  
State Public Defender